

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANDREW SCHWARTZBERG,

Plaintiff,

against

CHET MINING CO, LLC and CHET STOJANOVICH,

Defendants.

**NOTICE OF MOTION FOR
DEFAULT JUDGMENT**

Civ. Action No.: 1:20-CV-01880

PLEASE TAKE NOTICE, that the plaintiff, by and through its undersigned attorney, will move this Court for an Order granting the relief described below, at the time and place set forth below:

Moving Party: Plaintiff Andrew Schwartzberg

Motion Directed To: Defendants Chet Mining Co., LLC and Chet Stojanovich

Motion Date: _____, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, N.Y. 10007-1312.

Relief Sought: A default judgment against all defendants, jointly and severally, pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure and Local Rule 55.2(b) of this Court.

Supporting Papers: The papers offered in support of the motion are: (i) the Attorney Affirmation of Benjamin F. Neidl dated May 27, 2020 with Exhibits; (ii) the Declaration of Andrew Schwartzberg dated May 22, 2020 with Exhibits; (iii) the plaintiff's Statement of Damages; (iv) the plaintiff's Bill of Costs; and (v) the plaintiff's proposed Default Judgment

PLEASE TAKE FURTHER NOTICE, that the defendants must file their opposition papers (if any) with the Court and serve them upon the undersigned not less than _____ days prior to the above-listed Motion Date. The plaintiff intends to serve and file reply papers.

Dated: Troy, New York
May 27, 2020

Respectfully submitted,

E. STEWART JONES HACKER MURPHY LLP

A handwritten signature in black ink, appearing to read "Benjamin F. Neidl", with a long horizontal flourish extending to the right.

By: Benjamin F. Neidl
Attorneys for the Plaintiff
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